

1 HONORABLE BARBARA J. ROTHSTEIN  
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7 UNITED STATES DISTRICT COURT  
8 FOR THE WESTERN DISTRICT OF WASHINGTON

9 MARTHA RUSHTON, Individually and as  
10 Personal Representative of the Estate of GLEN O.  
11 RUSHTON, JR., DECEASED,

12 Plaintiff,

13 v.

14 A.W. CHESTERTON COMPANY, et al;

15 Defendants.

16 Case No. 2:22-cv-00500-BJR

17 **STIPULATION AND ORDER OF  
18 DISMISSAL WITHOUT PREJUDICE**

19 STIPULATION

20 Plaintiff MARTHA RUSHTON, individually and as Personal Representative of the Estate  
21 of GLEN O. RUSHTON, JR., Deceased (hereinafter "Plaintiff") and Defendant PFIZER, INC., by  
22 and through their counsel of record, stipulate that all claims against Defendant PFIZER, INC. only  
23 may be dismissed without prejudice and without costs or attorney fees as to any party in the above-  
24 captioned matter, reserving to Plaintiff her claims against the other parties.

1 Respectfully submitted this 19th day of October, 2023.  
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3 WATERS, KRAUS & PAUL

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14 *Attorneys for Defendant Pfizer Inc.*

## ORDER OF DIMISSION

THIS MATTER having come before the undersigned judge in the above-entitled court based on stipulation of the parties, now, therefore,

IT IS HEREBY ORDERED that all claims against Pfizer Inc. only are hereby dismissed without prejudice and without award of costs of attorneys' fees to either party.

DATED this 19th day of October, 2023.

Barbara Rothstein

HON. BARBARA J. ROTHSTEIN  
United States District Judge

1      *Presented by:*

2      WATERS, KRAUS & PAUL

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21     **CERTIFICATE OF SERVICE**

22     I hereby certify that on October 19, 2023, I electronically filed the foregoing with the  
23     Clerk of the Court using CM/ECF system which will send notification of such filing to the  
24     attorneys of record for the parties.

25     Dated this 19th day of October, 2023.

26     *s/ Jacey Bittle*

27     Jacey Bittle, Legal Practice Specialist